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ENCORE RECEIVABLE MANAGEMENT, INC.

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO DIVISION

SAMUEL KWESI DADJO,

Plaintiff,

vs.

ENCORE RECEIVABLE
MANAGEMENT, INC., a Kansas
corporation,

Defendant.

CASE NO. C 07 05856 SC

Judge: Hon. Samuel Conti
Courtroom 1

[Complaint Filed: 11/19/07]

**DECLARATION OF MICHAEL P.
LAVIGNE IN SUPPORT OF STIPULATED
REQUEST FOR ORDER CHANGING
TIME FOR HEARING ON PLAINTIFF'S
MOTION FOR PARTIAL SUMMARY
JUDGMENT**

I, Michael P. Lavigne, declare and state as follows:

1. I am an attorney at law duly licensed to practice before all state courts within the State of California, and before the United District Court for the Northern District of California. I am an associate of the law firm of CARLSON & MESSER LLP, attorneys of record for Defendant Encore Receivable Management, Inc. ("Defendant").

2. If called upon to testify to these matters as set forth herein, I could and would do so

1 of my own personal knowledge.

2 3. Pursuant to Local Rule 6-2, the parties have stipulated to continue the hearing on
3 plaintiff's motion for partial summary judgment and all related filing deadlines by three weeks
4 from **September 19, 2008 to October 10, 2008**. A copy of this stipulation is filed herewith.

5 4. The parties have made this request in order to allow for additional time to potentially
6 resolve this matter through settlement.

7 5. There have been no previous continuances in this action.

8 I declare under penalty of perjury under the laws of the State of California and the
9 United States of America that the foregoing is true and correct and that this Declaration was
10 executed on this 29th day of August, 2008 at Los Angeles, California.

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12 By: /s/ Michael P. Lavigne

13 Michael P. Lavigne, Declarant
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